

**Labor/Economic Development**  
**Thursday, May 7, 2009**  
**3:05 P.M.**  
**Third Floor, City Hall**

**Also Present:** CM Heiner, CM Fleming, CM Downard, President Tandy,  
CM Blackwell, CM Johnson, CM Green and  
CM Henderson

Vice Chair Peden chaired the meeting due to Chairman Butler being late due to traffic problems. He announced the members and non-members of the committee that were present. A quorum was established.

O-32- 02-09 AN ORDINANCE ENACTING A NEW SECTION OF CHAPTER 37 OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT CODE OF ORDINANCES [LMCO] TO ESTABLISH LABOR STANDARDS FOR PUBLIC PROJECTS FUNDED WITH PUBLIC FUNDS OR PRIVATE ACTIVITY PROJECTS RECEIVING PUBLIC SUPPORT THROUGH TAX INCREMENT FINANCING, GENERAL OBLIGATION BONDS, DIRECT PAYMENTS, PROPERTY TAX ABATEMENTS, (THE USE OF PUBLIC FUNDS, TAX SUBSIDIES, TAX CREDITS, TAX REBATES, PUBLIC/PRIVATE PARTNERSHIPS), ACCESS TO PUBLIC ASSETS OR ASSISTANCE PROVIDED BY PUBLIC AGENCIES [AS AMENDED]

Motion to Untable was made by Robin Engel and seconded by James Peden.

**Discussion:** Jim King spoke stating the ordinance that is the subject of this discussion had its genesis in the Arena standards and that is why Mr. Host was asked here today.

Jim Host, Chairman, Arena Authority, spoke regarding the Arena Project giving a brief review. There was a power point presentation given. (Attached) The following was discussed:

- Minority and Women Business
- Overall work hours
- Achievement - Minority and Female Utilization
- Overall Work Force
  - 480 workers
- Achievement - Louisville SMSA Residents, Kentuckiana Residents
- Local Participation Results
- Taxes withheld
- Will work for public projects provided you have someone driving from the public side making sure it works
- Pipeline Project Grant
- Training

- Communications with Minority Workers and Subcontractors
- Private vs. public projects and monies

Chairman Butler arrived at 3:23 p.m.

Further discussion included the following;

- There are adequate resources to meet the goals of the Arena Authority
- Reporting
- The Arena Project is the Blue Print for the future
- Prevailing wage
- Definitions for a Public Project

Joe Reagan, President of Greater Louisville Inc. (GLI) was present to speak and answer questions. The following was discussed:

- Labor Standards proposal from Greater Louisville Inc.
- Ordinance should include the following
  - Encouraging Economic growth in Louisville
  - Fostering high paying jobs for Community workers
  - Insuring the inclusion of Minority and Women workers and companies
  - Insuring local workers and contractors are utilized
- Potential effect on Minority and Women Owned Businesses
- Incentives
- GLI Supports high wages but not prevailing wage

Joseph Wise, Greater Louisville Building and Construction Trades Council, and Lawrence Winburn, Local Labor Board, was present to speak and answer questions. The following was discussed.

- In order for this ordinance to work, there needs to be job opportunities available
- Communications
- Wages
- Skilled Workforce
- Minority Hiring
- Education and training

Further discussion included the following:

- Penalties
- Constitutionality
- Goals
- Wages
- Minority and women participation
- Quotas

Bill Warner, Assistant County Attorney, spoke regarding direct and indirect penalties

Motion to Table was made by Robin Engel and seconded by James Peden. The vote was two to two so discussion continued.

Motion to Amend as follows was made by Jim King and seconded by James Peden.

- **C. COMPLIANCE AND MAINTENANCE OF RECORDS**
  - (6) (a) The Human Relations Commission shall forthwith initiate a study to determine whether or not the use of goals as a means of increasing employment opportunities for women and minorities, and for women and minority owned businesses, has been effective to carry out the legislative intent of the Metro Council in enacting such measures in connection with the expenditure of public funds.
  - (b) The study shall be limited to the entire county of all counties within the Louisville MSA and shall take into account all publicly funded contracts for procurement of goods or services, or for construction projects, whether federal, state, or local.
  - (c) The Human Relations Commission may contract with other qualified public or private organizations or individuals to assist with the study.
  - (d) The study may include recommendations to the Metro Council.

- (e) The completed study shall be filed with the Clerk of the Metro Council, with a copy to the Mayor.

The Amendment passed.

Motion to Amend as follows was made by Jim King and seconded by James Peden.

- **Adding the following to the LOUISVILLE METROPOLITAN STATISTICAL AREA (MSA) Definition -** For purposes of this ordinance, the term "MSA" shall include the entire county of all counties within the MSA
- **Adding the following to B. LABOR STANDARDS -** the entire county of all counties within the Louisville MSA

The Amendment passed.

Motion to Amend as follows was made by Jim King and seconded by Marianne Butler.

- **Added the following at the end of TAX SUBSIDIZED PROJECTS:** or that are otherwise based on the payroll related to new jobs and tax abatements and benefits derived from Industrial Revenue Bonds, are exempt from this provision.

The Amendment Passed.

After further discussion regarding economic competitiveness, Marianne Butler called the Question.

The Ordinance as amended was sent to **Old Business without a recommendation.**

VOTING RESULTS: For: 2; Against: 2; Abstain: 0; Absent: 1

For: Jim King, Marianne Butler

Against: Robin Engel, James Peden

Abstain: (None)

Absent: Tom Owen

[R-60-04-09 A RESOLUTION AUTHORIZING THE OFFICE OF THE JEFFERSON COUNTY ATTORNEY TO BRING A CONDEMNATION SUIT AGAINST THE OWNERS OF CERTAIN PROPERTY IN JEFFERSON COUNTY IN CONNECTION WITH THE BROWNSBORO ROAD/NEW CHAMBERLAIN LANE PROJECT \(PARCEL 22\).](#)

**Status:** In-Committee

**Committee:** Labor & Economic Development

**Primary Sponsor:** Kelly Downard

**Discussion:** This item was **Held in Committee.**

[R-61-04-09 A RESOLUTION DETERMINING A PARCEL OF REAL PROPERTY LOCATED ON THE SOUTH SIDE OF INTERSTATE 64 AND ON THE EAST SIDE OF FOURTH STREET, OWNED BY THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT \("LOUISVILLE"\) AS SURPLUS AND NO LONGER NEEDED FOR A GOVERNMENTAL PURPOSE AND AUTHORIZING ITS CONVEYANCE TO AL J. SCHNEIDER COMPANY.](#)

**Status:** In-Committee

**Committee:** Labor & Economic Development

**Primary Sponsor:** David Tandy

**Discussion:** This item was **Held in Committee.**

[R-63-04-09 A RESOLUTION DETERMINING SEVEN \(7\) VACANT PARCELS OF REAL PROPERTY LOCATED AT 201 N. 26TH ST., 2552 ST. CECILIA ST., 309 N. 22ND ST., 112 N. 25TH ST., \(AKA: 2500 CROP ST\), 2932 PORTLAND AVE., 1900 BANK ST., AND 1715 W. MARKET ST. OWNED BY LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT \("METRO GOVERNMENT"\) AS SURPLUS AND NO LONGER NEEDED FOR A GOVERNMENTAL PURPOSE AND AUTHORIZING THEIR TRANSFER.](#)

**Status:** In-Committee  
**Committee:** Labor & Economic Development  
**Primary Sponsor:** Cheri Bryant Hamilton

**Discussion:** This item was **Held in Committee**.

[R-64-04-09 A RESOLUTION DETERMINING ONE \(1\) VACANT PARCEL OF REAL PROPERTY LOCATED AT 1201 HEAFER ROAD OWNED BY LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT \("METRO GOVERNMENT"\) AS SURPLUS AND NO LONGER NEEDED FOR A GOVERNMENTAL PURPOSE AND AUTHORIZING ITS TRANSFER.](#)

**Status:** In-Committee  
**Committee:** Labor & Economic Development  
**Primary Sponsor:** Hal Heiner

**Discussion:** This item was **Held in Committee**.

[R-65-04-09 A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT ADDITIONAL FUNDING PURSUANT TO THE FEDERAL WORKFORCE INVESTMENT ACT THROUGH THE KENTUCKY EDUCATION AND WORKFORCE DEVELOPMENT CABINET FOR VARIOUS INITIATIVES IN THE DISLOCATED WORKERS PROGRAM TO BE USED BY THE KENTUCKIANA WORKS DIVISION OF THE ECONOMIC DEVELOPMENT DEPARTMENT TO FURTHER THESE PROGRAMS.](#)

**Status:** In-Committee  
**Committee:** Labor & Economic Development  
**Primary Sponsor:** Mary Woolridge

**Discussion:** This item was **Held in Committee**.

[O-64-04-09 AN ORDINANCE AMENDING LOUISVILLE/JEFFERSON COUNTY METRO CODE \(LMCO\) SECTIONS 154.02 AND 154.04 TO ENCOURAGE REHABILITATION OF OLDER BUILDINGS FOR ENERGY EFFICIENCY IN ORDER TO QUALIFY FOR A PROPERTY TAX ASSESSMENT MORATORIUM.](#)

**Status:** In-Committee  
**Committee:** Labor & Economic Development  
**Primary Sponsor:** David Tandy

**Discussion:** This item was **Held in Committee**.

[O-6-01-09 AN ORDINANCE IMPOSING A TEMPORARY MORATORIUM ON NEW DEVELOPMENTS WHICH INCLUDE THE RETAIL SALES OF GASOLINE.](#)

**Status:** In Committee - Held  
**Committee:** Labor & Economic Development  
**Primary Sponsor:** Dan Johnson

**Discussion:** This item was **Held in Committee**.

Motion to Adjourn made by Jim King. Without objection the meeting adjourned at 4:38 P.M.

**\*NOTE: Items sent to the Consent Calendar or Old Business will be heard before the full Council at the Metro Council Meeting on May 14, 2009.**

KQG